



STATE OF UTAH  
NATURAL RESOURCES  
Division of Oil, Gas & Mining

3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

0018

CERTIFIED RETURN RECEIPT  
Z 230 747 334

Page 1 of 2

NO. N 98-45-3-1

To the following Permittee or Operator:

Name Genwal Resources, Inc

Mine Crandall Canyon Mine ☐ Surface ☒ Underground ☐ Other

County Emery State Utah Telephone (435) 897-9813

Mailing Address P.O. Box 1420 Huntington, Ut 84528

State Permit No. ACT/015/032

Ownership Category ☐ State ☐ Federal ☐ Fee ☒ Mixed

Date of inspection July 1, 19 98

Time of inspection 7:00 ☒ a.m. ☐ p.m. to 9:15 ☒ a.m. ☐ p.m.

Operator Name (other than Permittee) \_\_\_\_\_

Mailing Address \_\_\_\_\_

Under authority of the Utah Coal Mining and Reclamation Act, Section 40-10-1 et seq., *Utah Code Annotated*, 1953, the undersigned authorized representative of the Division of Oil, Gas & Mining has conducted an inspection of above mine on above date and has found violation(s) of the act, regulations or required permit condition(s) listed in attachment(s). This notice constitutes a separate Notice of Violation for each violation listed.

You must abate each of these violations within the designated abatement time. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned representative finds that **cessation of mining** is ☐ is not ☒ expressly or in practical effect required by this notice. For this purpose, "mining" means extracting coal from the earth or a waste pile, and transporting it within or from the mine site.

This notice shall remain in effect until it expires as provided on reverse side of this form, or is modified, terminated or vacated by written notice of an authorized representative of the director of the Division of Oil, Gas & Mining. Time for abatement may be extended by authorized representative for good cause, if a request is made within a reasonable time before the end of abatement period.

Date of service/mailling July 9, 1998

Time of service/mailling 12:00 ☐ a.m. ☒ p.m.

Gary Gray  
Permittee/Operator representative

Title \_\_\_\_\_

Mailed From SLC Office  
Signature

Robert Davidson  
Division of Oil, Gas & Mining representative

Reclamation Soil Scientist  
Title

[Signature]  
Signature

45  
Identification Number

SEE REVERSE SIDE

WHITE-DOGM YELLOW-OPERATOR PINK-OSM GOLDENROD-NOV FILE

DOGM/NOV-1

an equal opportunity employer

Rev. 5/92

PSC-C1

notice of violation

## IMPORTANT — READ CAREFULLY

### 1. PENALTIES.

a. **Proposed assessment.** The Board of Oil, Gas & Mining assesses fines based upon a proposed assessment recommended by an assessment officer. You may submit written information pertaining to violation(s) covered by this order within 15 days of the date this notice or order is served on you or your agent. Information will be used by the assessment officer in determining facts surrounding the violation(s) and amount of penalty. A representative of the Division of Oil, Gas & Mining will serve the proposed assessment on you or your agent within 30 days of issuance of notice or order.

b. **Assessment.** The penalty will be finalized unless you or your agent file a written request within 15 days of receipt of proposed assessment for an informal hearing before the assessment officer.

For each violation included in this notice, a penalty of up to \$5,000 may be assessed for each separate day the violation continues.

If you fail to abate any violations within the time set for abatement or for meeting any interim step, you will be assessed a minimum penalty of \$750 for each day of continuing violation beyond the time set for abatement. You will be issued a Cessation Order requiring you to cease surface coal mining operations or the portion of the operations relevant to the violation.

### 2. INFORMAL PUBLIC HEARING.

An informal public hearing may be held at or near the mine site if this notice requires cessation of mining, expressly or in practical effect. On the reverse of this page, the authorized representative has made a finding as to whether or not this notice

requires cessation of mining. Please review this finding and inform the authorized representative if you disagree with it. (See Utah Admin. R. 645-400-350 et seq.)

If this notice requires cessation of mining, it will expire within 30 days from date you are notified unless an informal public hearing is held or waived, or the condition, practice or violation is abated within the 30-day period. You will be notified of date, time and location of hearing.

### 3. FORMAL REVIEW AND TEMPORARY RELIEF.

You may apply for review of this notice or assessment before the Board of Oil, Gas & Mining by submitting an application for hearing within 30 days of receipt of notice or assessment by you or your agent. Apply to:

Secretary  
Board of Oil, Gas & Mining  
3 Triad Center, Suite 350  
Salt Lake City, UT 84180-1203

If applying for a formal board hearing, you may submit with your petition for review a request for temporary relief from this notice. Procedures for obtaining a formal board hearing are contained in the board's Rules of Practice and Procedure and in Utah Admin. R. 645-401-800 et seq.

### 4. EFFECT ON PERMIT.

The permit may be suspended or revoked if it is determined that a pattern of violations of the act, regulations or permit conditions exists, and that the violations were caused by an unwarranted or willful failure to comply.

For further information, consult *Utah Code Annotated* Section 40-10-20, 21, 22 and 23, Utah Admin. R. 645-400-300 et seq. and R. 645-401 et seq. or contact the Division of Oil, Gas & Mining at (801) 538-5340.

**SENDER:** Complete Items 1 and 2 when additional services are desired, and complete Items 3 and 4. Your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for rates and check boxes for additional services requested.

1. ☒ Show to whom delivered, date, and addressee's address. 2. ☒ Restricted Delivery (Extra charge)

3. Article Addressed to:  
GARY GRAY  
GENERAL RESOURCES INC  
PO BOX 1420  
HUNTINGTON UT 84528

4. Article Number:  
Z 230 747 334

Type of Service:  
☒ Registered ☐ Insured  
☒ Certified ☐ COD  
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Address  
X

6. Signature — Agent  
X *[Signature]*

7. Date of Delivery  
JUL 1998

8. Addressee's Address (ONLY if requested and fee paid)

PS Form 3811, Mar. 1988 • U.S.G.P.O. 1988-212-085 DOMESTIC RETURN RECEIPT

Z 230 747 334

US Postal Service

**Receipt for Certified Mail**

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to	
GARY GRAY	
Street & Number	
PO BOX 1420	
Post Office, State, & ZIP Code	
HUNTINGTON UT 84528	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
<b>TOTAL Postage &amp; Fees</b>	<b>\$</b>
Postmark or Date	

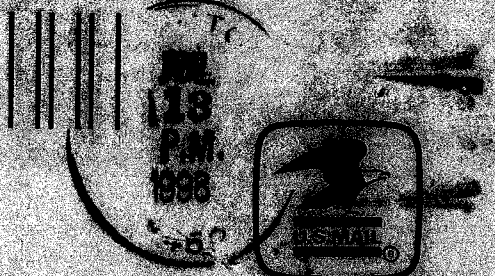
TM DOGM 7/9/98 ACT/015/032 NOV N98-45-3-1  
PS Form 3800, April 1995

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



RETURN  
TO

Print Sender's name, address, and ZIP Code in the space below.

DIVISION

OF

OIL GAS & MINING

1594 W NORTH TEMPLE STE 1210

BOX 145801

HUNTINGTON UT 84114-5801

Z 230 743 334

US Postal Service

**Receipt for Certified Mail**

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to

GARY GRAY

Street & Number

PO BOX 1420

Post Office, State, & ZIP Code

HUNTINGTON UT 84528

Postage

\$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing to Whom, Date, & Addressee's Address

TOTAL Postage & Fees

\$

Postmark or Date

TM DCM 7/9/98 ACT/015/032 NOV N98-45-3-1  
PS Form 3800, April 1995



NOTICE OF VIOLATION NO. N 98-45-3-1

Violation No. 1 of 1

Nature of violation

Failure to follow the approved plan for removing topsoil as follows:

- 1) Unauthorized topsoil salvage
- 2) Topsoil salvage not supervised by soil specialist.

Provisions of act, regulations or permit violated

R645-300-142 & 143

R645-301-251

Portion of operation to which notice applies

Cutslopes located on south and southeast slopes at the rear <sup>of</sup> ~~for~~ the facilities pad  
in the southwest corner. Both cutslopes are contiguous.

Remedial action required (including any interim steps)

Submit a complete and adequate amendment addressing:

- 1) soil salvage event with documentation, and
- 2) volumes of soils removed.

Abatement time (including interim steps)

30 days, no later than 5:00 pm, Friday, August 7, 1998